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Who Is the Sovereign ?

By C. Leon de Aryan

"The enumeration in the Constitution of certain rights shall not be construed to deny or discharge others retained by the people." — Amendment IX, U. S. Constitution.

"The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people."—Amendment X, U. S. Constitution.

WHO HAS POWER TO PROSECUTE ?

The purpose of government is to guarantee the right to Life, Liberty and the Pursuit of Happiness. Any other purpose makes the executives and the administrators of the various government offices, ENEMIES of the U. S. A. We must keep that clearly in mind when we deal with government affairs. And the oath of allegiance obliges us to defend the U. S. against ALL its enemies, whomsoever.

By commencing with such simple rules and principles, it is not hard to know what our duties and powers are. Next, then, we must have the courage to execute our powers in the discharge of our duties, even though the mass of the people are not conscious of the fundamentals of our government, and officials, through hoary abuses, have introduced an inimical form and method which undermines the fundaments of our form government.

When the Founding Fathers battled for Independence from the King of England, paramount was the SOVEREIGN right, the unalienable right to life, etc. The King was THE sovereign who could do no wrong, the American colonist decided he was an equal to the King.

This is the Foundation of the American form of government. With this sovereign right and sovereign power left out, we are back to the days of subjection, where we are mere pawns in the hands of the "sovereign".

Many people consider me subversive, a crackpot, a "Nazi", etc. and many more capitalize on this unfounded rumor and by repeating the lie from the radio, in the papers, by word of mouth, they hope to eliminate me from the political picture in these U. S. A., merely to discover that I can play the game better than they do. I have a mission to perform here and whatever any body does to me, or against me, is just that much water on my mill, as is the support that the more awakened people give me to do my work, OUR common work.

Since the question of who the Sovereign is has been settled, legally, in the Preamble to the Constitution, namely WE THE PEOPLE are the sovereign, and again we retained that right to rule, intact, in the ninth and tenth amendments; WE now must exercise this sovereign right, or else lose it through disuse. The right and power of the sovereign is the power to call his servants to account and discipline them when they fail to serve him duly. The public imagines that WE THE PEOPLE have limited ourselves to the exercise of this power ONLY at the ballot box and the periodical elections, but have LOST it in the interims, and the unscrupulous politicians confirm the public in that erroneous attitude, but the truth of the matter is that we RETAINED the power to call our public servants to account even between elections. One means is to tell them so to their faces, to publish the account of their misdeeds in the papers, broadcast it over the radio and then use the power of the legislatures to impeach or the powers of the courts to prosecute.

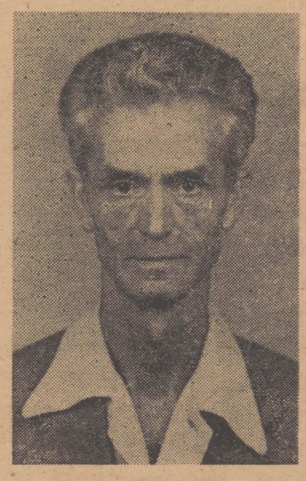
And now we come to the question: Who has power to prosecute?

My answer is, THE SOVEREIGN. He hired them, he has the power to call them to account, bear witness against them and use the proper means to discipline them. WE THE PEOPLE are the sovereign, singularly and collectively.

HABEAS CORPUS

When Mrs. Alice Dorn, of Los Angeles, continued to beg me to do something to protect her daughter Genevieve Kerrigan from an unduly harsh sentence imposed upon her, for having failed to register as a director of an a subversive organization with the Secretary of State of California, I hesitated for a long time. During this war hysteria the termites who are undermining our government most eagerly stir up mass feelings against anyone whose rational faculties still operate cooly and normally, as soon as he demands a public accounting from overbearing officials.

It so happened that I needed a new set of plates and Dr. C. F. Rossteuscher, of Los Angeles, had persuaded me he could make me one, charging a small fortune, that would give better service than any I had before, since my mouth is supersensitive and no lower plate ever worked. So I commuted between Los Angeles and San Diego to have the work done. No sooner did he finish it, than he died, and before he died he made me promise that I would look after Leone Menier who had been jointly tried and convicted with Genevieve Kerrigan to five years imprisonment in the Women's Institution at Tehachepi, California.



C. Leon de Aryan

I went to Bakersfield, the seat of Kern County, where the prison is located, and filed a petition for a writ of habeas corpus in the superior court. The judge did not know me from Adam, perhaps the district attorney also did not know that I had been in Washington, D. C. as a "fugitive from justice" in manacles, leg chains and guarded by three deputy marshals. Thus I was able to present the whole matter on its own legal merits, untainted by hysteria and prejudice.

As presiding judge, Warren Stockton, of the superior court, passed on my application for a writ and granted it. The hearing was set for the next day, within 24 hours. The girls were brought into court and the Assistant District Attorney, George McArthur, opposed my application for release of the prisoners, aided by a deputy from his office.

In my application I charged that the Act under which the girls were convicted violated the Fifth Amendment in that it compels a person to indict himself by registering as a subversive individual who advocates or practices "the overthrow of the government by force and violence", a felony punishable under the federal peacetime sedition act, Section 10, of Title 18.

Now had I never been indicted of the violation of that federal Act and taken to Washington, I never would have known how to bring out this point, which proves again how my detractors persistently hand me the ammunition to use against them.

The court considered my point well taken, for inspite of the fact that the district attorney and his deputy argued that I was not a lawyer, not admitted to the practice of law, had no right to even sign a petition for a writ, because I was not the spouse or near relative of the girls, the court, nevertheless listened to my arguments and the two members of the D. A. office were as boiling mad over it as a wet hen proverbially is.

I argued that I was representing the people against the whole preceding judiciary machine who had maneuvred the girls into prison because they were holding political opinions at variance with the office holders.When the public servants fail to obey the law and the constitution,

(Continued on Page Four)

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Beckwith Fumbles Again

L. D. Beckwith, editor of the Henry George publication, The Forum, of Stockton, California, has for many years attempted to prove that wars are the result of economic conditions. The Broom editor on the other hand contends that wars are the result of an impure and inconsiderate heart. Beckwith claims that the individual heart has nothing to do with war because **"social LAW"** governs the conduct of war, not individual law, or morality. I say there is NO social LAW applicable here, because there is no society as an entity, society is a phantom, only the individual IS. Therefore the real cause of war is lack of individual morality of the people in society and I bring it down to vegetarianism, saying that as long as people are so foolish as to expect to profit from murder they will murder each other as they murder animals.

Beckwith now tries to prove me cockeyed, by using dialectics. But all he does is INSERT into my phrases words I did NOT use. Watch him doing it:

EDITOR DE ARYAN, BOTH OF THEM

"For a while Beckwith left me alone after I said that my purpose in publishing **The Broom** is to emphasize: **Seek ye first** the Kingdom of God and its righteousnes and **all** these things (economics included) will be naturally accrue thereto."

The Forum teaches economics; and it is quick to seize upon chances which de Aryan offers it to use his stuff to illustrate a point. — —

The nubbin of The Forum's teaching is the vital distinction between economics and moralism; and de Aryan illustrates the confusion resulting when men insist upon injecting the principles of morality into the problems of civics and statecraft.

The Forum holds that the moral law is limited to the individual; that there is no such thing as joint, or family, or community or national morality; and no such thing as a social conscience.

Editor de Aryan takes the opposite view and tries at every opportunity to uphold it; and yet, tries also, to appear scientific; — — —

Here is where Beckwith misrepresents me. I don't take the opposite view, I say there is no such thing as social conscience, or national morality. While we use those terms we don't mean it the way Beckwith ascribes them to me. It is a form of speech as we speak of social gains. It's all an appearance, a phantom. There is no society but only individuals. We call the collectivity, society, but we mean the individuals, plural, just as we speak of normal or average. There really is no average or normal man, everyone is individually different. But we all know what we mean by this form of speech.

MATHEMATICS and MORALITY

In his issue of June 7, he said:

> There is a problem of labor exploitation. But that problem is an economic problem and the solution is right economic rules; just like proper mathematic rules, when followed, bring perfect results. And the economic solution was given this nation almost sixty years ago by Henry George.

Note that de Aryan says here that getting perfect economic results **"is just like"** getting perfect results in mathematics!

That means that in economics, as in mathematics, **understanding is all that matters and correct economic results are obtained regardles of religion and morality.**

That's what de Aryan said on June 7; and in that paragraph in that issue, de Aryan was right.

That is exactly what The Forum teaches—and what the editor of **The Broom** has criticised Beckwith for teaching.

Only two weeks before, in the issue of May 24, in an article aimed at those who **"claim that wars are the result of economic malajustments"**, he takes the moralist side.

As The Forum has again and again insisted that wars are **entirely economic and that had we always collected our rent into the public treasury, ALL of it, we would never have had any crooked politics, or any wars. — — —**

Mathematics deals with the unit and the multiplicity of the unit. The unit is the individual. The Law of mathematics deals with functions of the unit when multiplied and mixed up with other units in various relations. So according to mathecatics 50 murderers don't produce heaven but hell. And 90 murderers plus one "LAW" of economics still produces war because murderers have no peace till they murder and then, have even less peace. Peculiar.

Economic maladjustments are a means of making wars look like a solution of the maladjustment to murderous minds. It drives them to war, because they are murderers at heart, while Christians would adjust the thing without war.

ECONOMICS EQUALS MATHEMATICS

As de Aryan is neither a fool nor a man who cannot remember a matter like that clearly for a short space of only two weeks, it must be that he is confused and is quite untrustworthy guide when he undertakes to discuss this subject.

Here is his attack on those who agree with his statement of June 7:

> CAUSES OF WAR NOT ECONOMIC
>
> We are having with us the reformers who attempt to rationate us out of the law of cause and effect and make us believe in Hocuspocus. They claim that wars are the result of economic malajustments. — — —
>
> The chemical and physical discoveries of natural law, with all its progress of mechanical dodads, have not improved man's brutal and murderous side of his nature. As long as this nature is not regenerated, "born again" of the compassionate Christ love that sees the same right to life in all creatures, war is precipitated through this blind frenzy . . . .
>
> Christianity is rooted in vegetarianism. . . .
>
> What has passed for "Christianity" so far is mere churchianity; for Christ teaches love supreme, beginning with the dumb creatures and including all mankind. . . . .

The reader may take his choice of the de Aryans. The de Aryan of June 7, asserts (truthfully) that success in economics (including the ending of war) **is just like success in mathematics**—that is, it is a matter of **understanding.**

The other de Aryan (the vegetarian) attacks as hocuspocus what the more logical de Aryan said and argues that we must (if we want just economic conditions—as social justice, peace) embrace the dumb animals in our love and that we must purify our bodies by giving up the eating of meat.

SLIGHT OF HAND

"The hand is quicker than the eye", said Houddini, but Brother Beckwith cannot fool us. Beckwith would have put his trick over except that de Aryan never said or agrees to, "that success in economics (including the ending of war) — — —"

Beckwith slipped in that "success in economics would end war", which I most forcefully deny. We can put over the Henry George system of taxation, or of no taxation by collecting the public service rent at each location instead, and that would not end war as long as people continue to murder to live.

The Kingdom of God is individual. It is in me and in you. As long as we don't live it we will unite in murder groups and line up one group against the other and murder our children for the profit of the bloody red shields with the tripple balls.

The application of mathematics to social relations by ignorant school teachers is clearly illustrated in the following example:

Teacher— Johnny, if 15 crows sit on the fence and you shoot one, how many will be left on the fence?

Johnny— None !

It's the social relation between the crows that confused the ignorant teacher's mind about the facts of life when her mathematics exploded.

The war profiteers use the social maladjustments to drive the fools to murder each other so the smart fellows may pick up the left over junk and plunder for a song!

———B———

G. O. P., DEMOCRATIC GROUPS URGE U. S. AS HAVEN FOR JEWS

NEW YORK— A joint appeal to congress to enact legislation to permit Jews escaping from Hitler's Europe to enter the U. S. was issued by members of the Democratic and Republican parties.

"We are fighting a war for freedom and liberty and one of our enunciated principles is freedom of religious worship. If people any where are being killed because of the exercise of their religious privileges we at least can take such action that, during the progress of hostilities, any such persons who escape with their lives can find an asylum in the United States," it said.

The statement was issued by William G. Fullen, of the National Democratic club and Thomas J. Curran, of the National Republican club.

Editor's Note: Why a special privilege for Jews? Why not bring all refugees over here?

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The Holy Bible

A friend of mine was shocked over my statement in last week's issue that the Bible contains such obscene language in parts that were I to quote it here, it would constitute an abuse of the postal mailing privilege.

What I said is absolute truth. My attitude is that there is no religion higher than truth and no salvation possible, contrary to the truth.

But I am being told that among the readers of The Broom are those who would be shocked and lose faith in the Bible, because of my statement.

Looking at this thing from the standpoint of principle, I do not concede that the truth should be surpressed about the value of the Bible and its contents. It has to stand on its own merits without censorship.

The Bible, means The Book. This book was written by men in various stages of evolution. Some were prophets, inspired, others were plain plagiarists who copied existing literature from the Sun-Worshippers of Persia and even from Negro Voodooists in Abyssinia.

This Book contains the whole gamut of human experiences, from the most sublime revelations and inspirations, poems and mystic truths, to the banal and most hideous criminal passages which are continually used by those in power to make people more amenable to kill and rob each other on this planet. That being the case, I do not see The Bible as an ummitigated blessing because its authority is being used to induce people to wholesale slaughter and to glorify it.

When a scripture lends itself to constructive and destructive work we are aware that both wise men and the Devil can quote scripture with the same literary authority. Therefore it behooves us not to put our reliance in The Bible but in the Living God of whom Jesus spoke as being Love.

This infinite Father alone is the source of Truth and Salvation, and to find Him we must look to the Love of Truth. He who cultivates in his heart the Love of Truth and leads his life accordingly, finds God. That is the essence of all the good contained in The Bible. We all know what nobility is and what is falsehood. One has to start with everyday things. We all know when we lie deliberately.

Once we learn to discern between nobility and violence, whether we do violence to our nobler self or to another, we have the unfailing guide by which we can proceed to unravel the Bible. There is bread there and there is chaff. There is food and there is poison.

The value of The Bible lies only in the measure that it leads to God. God is Love, not Brutality, not Treachery, not Sophistry. Thus all those passages which revolt our concept of the God as represented in the teachings of Jesus, are not religion, not the word of God. While the gems of Truth and divine Inspiration are embodied in the very same collection of ancient manuscripts and should be carefully culled out not to confuse the God-hungry souls.

Because of this fact the Catholic Church does not favor placing this Book into every hand. Properly discerned and understood it leads to God, and He is our Salvation, not scripture.

"Seek ye first the Kingdom of Heaven and its righteousness and all these things accrue — — for know ye not that the Kingdom of God is within you?"

The Bible is a book full of dynamite. It depends upon what you seek. Seek God and you shall find Him. Seek justification for your crimes and you find them there also.

———B———

Drugs May Provoke Heart Ailment

SAN FRANCISCO— Angina pectoris, painful heart disease, may be provoked by the unwise use of vasodilating drugs in patients whose heart circulation is impaired, according to Dr. William J. Kerr, professor of medicine at the Medical School on the San Francisco campus of the University of California.

Agents which cause the blood vessels to dilate may block the return of blood to the heart in patients having narrowed or rigid openings or segments in the main coronary vessels, he pointed out.

Reporting on a series of such cases observed at the University hospital, Dr. Kerr described symptoms of anginal pain which appeared in patients who had previously been treated for arterial hypertension and moronary vascular disease with such drugs as aminophylline, nitroglycerine, potassium thyocyanate, and theobromine.

All cases were relieved, he stated, by stopping these drugs and by instituting measures which aided the return of blood to the heart, such as the use of an elastic abdominal support.

"It is suggested that when patients experience frequent attacks of anginal pain and while vasodilating drugs are being prescribed, the possible provoking agencies of such treatment be considered," he advised. "It is possible that myocardial infraction, or clotting obstruction of the vessels of the heart, may result from the use of these drugs indiscriminately, or without proper supervision by the family doctor."

———B———

F. D. R. URGES ORTHODOX JEWS TO KEEP FAITH

NEW YORK— President Roosevelt urged orthodox Jews to remain "faithful to the highest etical and moral principles of the Jewish religion".

The president's message was addressed to the opening sessions of the fourth national convention of the Agudas Israel of America, and was read to the organization by Rabbi Eliozer Silver, of Cincinnati, president of the group.

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WILLYS 77 STOLEN and FOUND

Last Wednesday night Fred's car, which I am using in the BROOM collection and delivery business, was stolen from a parking place. I was feeling quite badly about it as I need it. I called a friend and reported my loss, she cheered me up saying that I ought to know a favor when it's done me. Whoever steals my car must be doing me a favor because anything that happens to me is for the best.

This morning the car was reported found and in fact those kids did me a great favor. I'll tell you the story next week. It cost me some money to have it repaired, but the favor is undeniable.

———B———

FREEDOM OF WORSHIP

LIITLE ROCK, Ark.— Recognized as he knelt in prayer before a church altar, a German prisoner of war who escaped interment was back at Camp Chaffee, Ft. Smith, Ark.

Michael Huebinger, 33, who was captured by United States troops during the Sicilian campaign, was recognized by Lewis Classen and Claude Muzzey, garage men, in the Charleston, Ark., Catholic church. The men had heard radio and newspaper descriptions of the prisoner.

Acting quickly, the two men pounced on Huebinger at the altar and turned him over to a Camp Chaffee sentry.

———B———

Wants Facts Printed

Dear Sir: Having read some of the contents of last week's Broom date of the 13th, I am very much interested in same, wish more papers could print such information.

Am enclosing 25 cts for two copies of that issue and one of this week's. Am glad some one can give out such information.

Yours Respectfully — — Ramona.

———B———

ENCLOSED 25 cts — —

The Broom, etc.

Enclosed 25-cents in stamps. Please send me four more copies of the Broom, Issue Sept. 20th.

Respt., — — — S. Y.

———B———

Here's another word of advice to the women —You don't look nearly so spick when you take on too much span.

———B———

The good old days were those when a 50-cent country dinner had 14 side dishes.

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De Priest Requests Instructions to Grand Juries

(Continued from last week)

VI. GENERAL INSTRUCTIONS

Our Founding Fathers, in that greatest of all constitutional conventions, 1787, recognized and approved that a normal man should always hold in his heart an **affection for the land of his birth.**

They recognized that **migrants** to our shores who could lightly doff their sentimental **attachment to their birthplace** would make **poor citizens** here . . . . On August 9, 1787, delegate Gouverneur Morris made a great speech, as reported by **Madison, Vol. 2, page 238, "Records of the Federal Convention",** in which he said:

"As to those philosophical gentlemen, those 'citizens of the world', as they call themselves, he owned he did not wish to see them in our public councils. He would not trust them. **The men who can shake off their attachments to their own country CAN NEVER LOVE ANY OTHER. THESE ATTACHMENTS ARE THE WHOLESOME PREJUDICES WHICH UPHOLD ALL GOVERNMENTS.** Admit a Frenchman into your Senate, and he will study to increase the commerce of France; an Englishman, he will feel an equal bias in favor of that of England."

So, my friends, we must not judge too harshly any naturalized citizen who hopes and **works to keep his adopted land from going to war with his native land.** It was only natural, as our fathers saw, that an Englishman should desire America's intervention on their side of a British-German war, and that a German-born American should desire that we remain neutral if we would not go in on the German side.

Illegal To "War-Monger"

At this point the court would call your attention to a decision of the U. S. Supreme Court about 100 years ago (from 14 Howard, 38, 50), viz:

"For as the **sovereignity** resides in the people, **every citizen** is a portion of it, and is himself **personally bound** by the laws which the representatives of the sovereignty may pass, or the **treaties** into which they may enter . . . And when that authority has **pledged its faith** to another nation that there shall be **peace and friendship** between the citizens of the two countries, EVERY CITIZEN OF THE UNITED STATES IS EQUALLY AND PERSONALLY PLEDGED.

"The compact is made by the department of the government upon which he himself has agreed to confer the power. It is his own personal compact as a portion of the sovereignty in whose behalf it is made.

"AND **HE CAN DO NO ACT nor enter into any agreement to promote or encourage . . . . HOSTILITIES against the territories of a country with which our government is pledged by treaty to be at peace,** WITHOUT A BREACH OF HIS DUTY AS A CITIZEN, AND BREACH OF THE FAITH PLEDGED TO THE FOREIGN NATION."

When we are at peace, I charge you, it is not only NOT illegal to agitate for NON-INTERVENTION and against war, but **it is our DUTY,** as the Supreme Court has said, **to live up to our pledged treaty of peace** and be on friendly commercial and good neighbor terms with every single country with which our sovereignity has plighted its faith for peace and friendship. This was the doctrine of every American President from Washington to Hoover, save Polk alone. In peace time it is not only legal but honorable and admirable that we should exchange goods, services, courtesies, visits, and free speech and free press, equally with all treaty countries.

It is no crime for an American resident to have been born in an enemy country, or, while we were **at peace,** for him to have acted as an open agent of his mother country. Discord and dissension between the diverse elements which compose our population are evil and to be frowned upon.

I ask that you keep these basic truths in mind, in all your investigations and deliberations. Remember that our noble **Constitution protects equally all citizens,** no matter where they were born.

As this charge nears its end, the court would again call your attention to your function as a "bill of right" legal body, found only in Anglo-Saxon countries. (To Be Continued)

———B———

S. B. No. 666

Dear Editor,

Will you please send me four (4) copies of the last number of the "Broom"? It is rich and spicy and I wish to share it with others. I am lending my copy to friends. It is September 20th. Please find enclosed two (2) dimes for them.

Of course you know about the new bill by Senator Austin— No. 666, the number of the beast in Revelation! It is about as beastly as a mortal could make it. I at once wrote a letter to Senator Johnson, protesting. I enclose a copy of it.

I shall write also to Sen. Downey and to Mr. John Z. Anderson, and tell many friends in the east to do likewise. I thought you might help in your paper as you are on the right side of the fence. I enjoy and approve of your papers and am glad to have them and circulate them among friends.

The laws of our beloved United States seem to be rather shaky. The Constitution is wobling and the Bill of Rights is just as unpopular with the Administration. I am trying to wake up people and do my bit toward saving it.

We have to work hard and fast if we are to save civilization—a little of it.

With best wishes for you and your family and your paper, I am Sincerely Yours, — — — —

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Who Is the Sovereign ?

(Continued From Page One)

then any sovereign citizen who is a witness to this betrayal of public office not only has the power, but is duty bound to hail them before the proper tribunal and prosecute them. I, in this case, was charging the Prison warden and the D. A.'s office with conspiracy to deprive the girls of their constitutional rights. The D. A. in this case is the defendant and I represent the people, not he. As the SOVEREIGN I retained all the rights not delegated in the constitution, and exercising them I am the proper person to appear and demand that the girls be restored to their constitutional rights and privileges.

The D. A. got so furious over this kind of argument he told the court somewhat to this effect: "If we have here such a superior person, at least one would expect him to be able to speak English so we could understand what he said." Naturally, I called the court's attention that having failed to find flaws in my legal arguments the D. A. now started picking on my accent. The court warned me to cut out the personal stuff, for even though I had merely used it as a line of argument when I denied the need of a postponement of the hearing, some people were easily aroused to resentment while others could take it.

The D. A. insisted that he had to have help from the D. A. of Sacramento to defend the sentence imposed upon the girls. He also said he would get assistance from the deputy of the Attorney General, within ten days, who had assisted in the original prosecution at Sacramento. I retorted that I must be a mighty formidable opponent if the D. A. cannot take me on with his deputy, two against one, but must get more help before he can reply to such simple matters as to whether in the U. S. a person can be forced to indict himself of crime, and if refusing, be sent to the penitentiary for 5 years. I also added that none of the girls ever advocated or intended to advocate overthrow of the government by force or violence.

The court entered into all the phases of the hearing. I quoted points and authorities showing he had the power to release the girls. But the D. A. announced that already an appeal had been taken to the 3rd district court of appeals, something which I had not known. The court then ruled that in view of the appeal, the girls had a remedy and he would not release them.

But the girls protested they had no knowledge of any appeal. That they had authorized none. So the judge ordered them to remain in court and had a long distance call sent out to Sacramento to make sure. He said he would vacate his ruling and make a new one if the girls had not applied for an appeal. But the information came back from Sacramento that the court-appointed attorney for the girls had properly filed the appeal. So I thanked the court and returned to San Diego.

If friends and relatives can raise sufficient funds, I believe that proper action should be taken to release the girls on bond pending outcome of their appeal. I would be glad to set the machinery in motion, for both of them have been in jail for over 15 months, for an offense which in England, if seditious, would have carried a maximum sentence of 6 months. I have been in jail reecntly for 6 months and realize what it is to be wrongly imprisoned.